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Commissioner for Patents
P.O. Box 1450
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on March 16, 2006

Date of Deposit

Heidi A. Dare, Reg. No. 50,775

Name of applicant, assignee or
Registered Representative

Heidi A. Dare

Signature

March 16, 2006

Date of Signature

Our Case No. 12946-4
Client Ref. P200400272 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gert Jørgensen et al.

Serial No. 10/559,858

Filing Date: December 7, 2005

For AN APPARATUS FOR CONTROLLING
THE COMPOSITION OF GASES WITHIN
A CONTAINER

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the Notification of Missing Requirements under 35
U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated
February 24, 2006, a copy of which is attached, enclosed herewith for filing
are the following documents:



Fully executed Declaration for Patent Application and Power of
Attorney for the above-referenced patent application.

- ☒ Applicant:
- ☐ claims small entity status. See 37 CFR1.27.
- ☒ is other than small entity
- ☒ Checks totaling \$130.00 for:
- ☐ Filing Fee of \$_____.
- ☒ Surcharge of \$130.00.
- ☐ Additional Claim Fees of \$_____.
- ☐ Search Fee of \$_____.
- ☐ Examination Fee of \$_____.
- ☐ Application Size Fee (for each additional 50 sheets that exceeds 100 sheets, including specification and drawings) of \$_____.
- ☐ Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- ☐ Other: _____.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated: March 16, 2006

Heidi A. Dare
Heidi A. Dare
Registration No. 50,775
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610
(312)321-4200

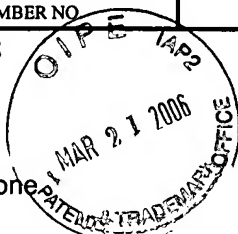


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/559,858	FIRST NAMED APPLICANT Gert Jorgensen	ATTY. DOCKET NO. 12946-4
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Brinks Hofer Gilson & Lyon
P O BOX 10395
Chicago, IL 60610



INTERNATIONAL APPLICATION NO. PCT/DK04/00404	
I.A. FILING DATE 06/10/2004	PRIORITY DATE 06/10/2003

CONFIRMATION NO. 7429
371 FORMALITIES LETTER



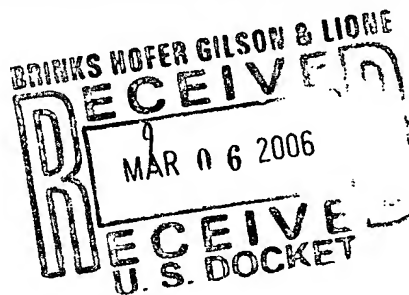
OC000000018114481

Date Mailed: 02/24/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/07/2005
- Copy of the International Search Report filed on 12/07/2005
- Copy of IPE Report filed on 12/07/2005
- Preliminary Amendments filed on 12/07/2005
- Information Disclosure Statements filed on 12/07/2005
- U.S. Basic National Fees filed on 12/07/2005
- Priority Documents filed on 12/07/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/559,858	PCT/DK04/00404	12946-4

FORM PCT/DO/EO/905 (371 Formalities Notice)

RECEIVED MAR 2006

PCT



CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: March 16, 2006 Name: Heidi A. Dare, Reg. No. 50,775 Signature: Heidi A. Dare

BRINKS
HOFFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Appln. of: Gert Jorgensen et al.

Appln. No.: 10/559,858

Filed: December 7, 2005

For: An Apparatus for Controlling the
Composition of Gases within a Container

Attorney Docket No: 12946-4

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

☒ Check for \$130.00; Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (in duplicate); copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US); Declaration; Power of Attorney

☒ Return Receipt Postcard

Fee calculation:

☐ No additional fee is required.

☐ Small Entity.

☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).

☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).

☐ An additional filing fee has been calculated as shown below:

03/24/2006 MAIL ROOM 00000140 16555856

01 FC:1617

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$0

Fee payment:

☒ A check in the amount of \$130.00 for the Declaration Surcharge is enclosed.

☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.

☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Heidi A. Dare
Heidi A. Dare (Reg. No. 50,775)

March 16, 2006
Date